



EPA Region 5 Records Ctr.



283859

September 4, 2003

Admitted in Indiana
and Michigan

Thomas E. Warrick*
Gary D. Boyn
James V. Woodsmall
Cynthia S. Gillard
Randall G. Hesser
Timothy S. Shelly
William D. Haut
Dean E. Leazenby
*Admitted in Illinois,
not admitted in Michigan

Larry L. Johnson
Associate Regional Counsel
U.S. Environmental Protection Agency
Region V
77 W. Jackson Blvd. (C-14J)
Chicago, IL 60604

Re: Elkhart Brass Mfg Co., Inc. – Himco Dump Site, Elkhart, Indiana

Dear Mr. Johnson:

Elkhart Brass received the EPA's general notice of liability letter dated May 29, 2003 for the Himco dump site in Elkhart, Indiana. As you are aware, this named Elkhart Brass as a PRP at this site. We requested a FOIA on July 14, 2003. I am enclosing the response of Audre J. Williams dated August 8, 2003 which indicates that the Himco dump site file does not contain any information concerning Elkhart Brass Mfg. Co., Inc.

Since there is no documentation tying Elkhart Brass to the Himco dump site, we would respectfully request that Elkhart Brass Mfg. Co., Inc. be removed from the PRP list for this site. I would appreciate it if you would reply to my letter confirming the removal or in the alternative, setting out the EPA's position on why Elkhart Brass should be named as a PRP at this site. Thank you for your cooperation.

Sincerely,

A handwritten signature in dark ink, appearing to read 'James V. Woodsmall', written over a horizontal line.

James V. Woodsmall

JVW/mj

cc: Hans Ashbaugh
Thomas E. Warrick

Enclosure

121 West Franklin Street
Suite 400
Elkhart, Indiana 46516-3278
574/294-7491
Fax: 574/294-7284
thefirm@warrickandboyn.com

msw\ltr\johnsonl-jvw



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

AUG 08 2003

REPLY TO THE ATTENTION OF

SRC-7J

Mr. James Woodsmall
Warrick & Boyn, LLP
121 West Franklin Street
Suite 400
Elkhart, Indiana 46516-3278

RE: Freedom of Information Act
Request Identification Number: 05-RIN-01524-03
Site/Project/File Number: Elkhart Brass Mfg. Co., Inc.

Dear Mr. Woodsmall:

The letter is in response to your Freedom of Information Act (FOIA) request dated July 14, 2003, concerning the site mentioned above.

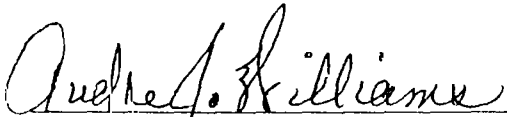
I telephoned you on August 7, 2003, and explained that we do have a site file on the Himco Dump Site located in Elkhart, Indiana. After checking with the record center the Superfund Division did not locate any information concerning the Potential Responsible Parties (PRP) mentioned in your request.

The Superfund Record Center located in Room 711 at the U.S. EPA Office is open to the public Monday through Friday 8:00 a.m. to 4:00 p.m. Additional information can be obtained online at http://www.epa.gov/region5superfund/sfd_foia.htm.

In an effort to improve our service to you, we are conducting a survey. Please complete the enclosed Customer Service Card and return it to us.

Should you have questions or need additional assistance, you may contact me at (312) 886-6163. All others matters should be directed to Dr. Carolyn Bohlen, Chief Documents Management Section at (312) 886-6541.

Sincerely,

A handwritten signature in cursive script, reading "Audre J. Williams". The signature is written in dark ink and is positioned above the printed name and title.

Audre J. Williams,
FOIA Specialist for Indiana
Documents Management Section
Superfund Division

cc: Region 5 FOIA Office, MRI-9J
FOIA File